



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

SEED INTELLECTUAL PROPERTY LAW GROUP PLLC
701 FIFTH AVE
SUITE 5400
SEATTLE WA 98104

COPY MAILED

MAR 05 2007

In re Application of : **OFFICE OF PETITIONS**
Martin, et al. : DECISION ON PETITION
Application No. 10/650,123 :
Filed: August 28, 2003 :
Docket No.: 484112.432 :

This is a decision on the petition to withdraw the holding of abandonment under 37 CFR 1.181, filed January 23, 2007:

This application was held abandoned for failure to timely submit a proper reply to the non-final Office action mailed March 10, 2006. Notice of Abandonment was mailed September 19, 2006.

Petitioners assert that a response to the non-final Office action and a petition for extension of time were timely submitted on September 11, 2006 and have provided as proof of mailing and proof of USPTO receipt a return postcard dated September 11, 2006 acknowledging receipt of the reply.

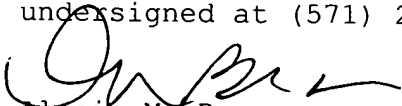
The original response submitted September 11, 2006 has not been located in the application file. However the extension of time fee was received September 11, 2006.

In view of the evidence thereof, the petition to withdraw the holding of abandonment is hereby GRANTED.

The Notice of Abandonment is hereby VACATED and the holding of abandonment is WITHDRAWN.

The application file is being forwarded to the Technology Center 1600 for further processing.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3205.


Alesia M. Brown
Petitions Attorney
Office of Petitions